

Mr. R.P. Lote for the Petitioner
Mr. A.H. Palekar, AGP for the Respondents

P.C.

- 1) This petition impugns the order dtd. 7th January 2006 passed by the learned District Judge, Raigad by which order review application filed by the petitioner for review of the award passed by the reference Court dtd. 12th January 2000 has been rejected.
- 2) It is the case of the petitioner that the statutory benefits are to be calculated in a particular manner. It is not done by the reference Court and hence petitioner had filed the review application.
- 3) The learned Judge while dismissing the said

application has observed that if the calculations made by the trial Court is not acceptable to the petitioner and petitioner is aggrieved by the award of the trial Court, he ought to have challenged the same before the appropriate forum. In my view the reasoning given by the trial Court cannot be faulted with. The petitioner if aggrieved by the decree of the Reference Court would have to adopt such proceedings as are permissible in law.

4) With the aforesaid observations, petition is dismissed.

(R.M. SAVANT, J.)